

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D. C. 20231.
Date: May 30, 2002

BBL

Brian M. Berliner



RECEIVED

JUN 18 2002

**COPY OF PAPERS
ORIGINALLY FILED**

Technology Center 2100

**PATENT
843161-208**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: SCHMIDT, BRIAN KEITH

Serial No.: 09/765,886

Art Unit:

Filed: January 18, 2001

Examiner:

Title: METHOD AND APPARATUS FOR
AGGREGATE RESOURCE MANAGEMENT
OF ACTIVE COMPUTING ENVIRONMENTS

**CHANGE OF CORRESPONDENCE ADDRESS AND
TRANSMITTAL OF REVOCATION/APPOINTMENT OF POWER OF ATTORNEY**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Effective immediately, the new correspondence address and telephone number for the above-referenced patent application is as follows:

Brian M. Berliner, Esq.
O'MELVENY & MYERS LLP
400 South Hope Street
Los Angeles, CA 90071-2899
Telephone: 213-430-6000

Enclosed is an executed Revocation/Appointment Of Power Of Attorney for filing in the above-identified patent application. Please also note the change in the attorney docket number to 843161-208.

Respectfully submitted,

BBL

Brian M. Berliner
Attorney for Applicants
Registration No. 34,549

O'MELVENY & MYERS LLP
400 South Hope Street
Los Angeles, CA 90071-2899
Telephone: 213-430-6000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Applicant: BRIAN KEITH SCHMIDT

Serial No.: 09/765,886

Filed: January 18, 2001

Title: METHOD AND APPARATUS FOR AGGREGATE RESOURCE MANAGEMENT OF ACTIVE COMPUTING ENVIRONMENTS

POWER OF ATTORNEY BY ASSIGNEE AND REVOCATION OF PREVIOUS POWERS

SUN MICROSYSTEMS, INC. ("assignee"), a corporation of the State of Delaware, having a place of business at 901 San Antonio Road, Palo Alto, California 94303, certifies that to the best of assignee's knowledge and belief it is the assignee of the entire right, title, and interest in and to the above-referenced patent application and represents that the undersigned is a representative authorized and empowered to sign on behalf of the assignee.

Assignee has reviewed the assignment document that evidences the placement of title in the assignee, a true and correct copy of which is attached hereto, and understands and believes that this assignment document has been submitted for recordation to the U.S. Patent and Trademark Office.

Pursuant to 37 C.F.R. §§ 1.36 and 3.71, the assignee hereby revokes all powers of attorney previously given and appoints:

Brian M. Berliner, Reg. No. 34,549
Dennis R. Gallagher, Reg. No. 42,563
Todd E. Fitzsimmons, Reg. No. 44,683
Jonathan A. Jaech, Reg. No. 41,091
Ryan K. Yagura, Reg. No. 47,191
Peter C. Hsueh, Reg. No. 45,574
of O'MELVENY & MYERS LLP

Kenneth Olsen, Reg. No. 26,493
Timothy J. Crean, Reg. No. 37,116
Alexander E. Silverman, Reg. No. 37,940
Elaine K. Lee, Reg. No. 41,936
Hugh H. Matsubayashi, Reg. No. 43,779
Paul D. Sorkin, Reg. No. 39,039
Marilyn E. Glaubensklee, Reg. No. 35,521
Andrew C. Chen, Reg. No. 43,544
Jeffrey L. Myers, Reg. No. 44,252
Monica D. Ward, Reg. No. 40,696
Pavel Pogodin, Reg. No. 48,205
Anirma Rakshpal Gupta, Reg. No. 38,275
Sean P. Lewis, Reg. No. 42,798
Michael J. Schallop, Reg. No. 44,319
Noreen A. Krall, Reg. No. 39,734
Bernice B. Chen, Reg. No. 42,403
Marc D. Foodman, Reg. No. 34,110
of SUN MICROSYSTEMS, INC.

with full power of substitution and revocation, to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

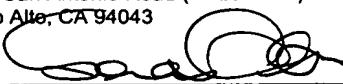
Pursuant to 37 C.F.R. § 3.71, the assignee hereby states that prosecution of the above-referenced patent application is to be conducted to the exclusion of the inventors.

Please send all future correspondence to Brian M. Berliner, O'MELVENY & MYERS LLP, 400 South Hope Street, Los Angeles, CA 90071-2899, and direct all telephone calls to the same at: 213-430-6000.

IN ACCORDANCE WITH 37 C.F.R. § 3.73, THE ASSIGNEE HEREBY CERTIFIES THAT THE EVIDENTIARY DOCUMENTS WITH RESPECT TO ITS OWNERSHIP HAVE BEEN REVIEWED AND THAT, TO THE BEST OF THE ASSIGNEE'S KNOWLEDGE AND BELIEF, TITLE IS IN THE ASSIGNEE SEEKING TO TAKE THIS ACTION.

Assignee of Interest:

Date: May 15, 2002

Sun Microsystems, Inc.
901 San Antonio Road (PAL01-521)
Palo Alto, CA 94043

By: Kenneth Olsen – Reg. No. 26,493
Vice President of Intellectual Property
of Sun Microsystems, Inc.